

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

CHERYL ANN MALONEY,

Plaintiff,

vs.

NANCY A. BERRYHILL, Acting
Commissioner of Social Security
Administration,

Defendant.

CV 18-93-BLG-TJC

ORDER

Based upon the stipulation of the parties, IT IS HEREBY ORDERED that the Commissioner's final decision is REVERSED and REMANDED for further administrative proceedings under sentence four of 42 U.S.C. § 450(g).

On remand, the Administrative Law Judge will offer Plaintiff the opportunity for a new hearing. The ALJ will reevaluate and further develop the medical opinions of record, further consider Plaintiff's subjective allegations, reevaluate Plaintiff's residual functional capacity pursuant to SSR 96-8p, and reevaluate steps four and five with the assistance of a vocational expert, if necessary. Finally, the ALJ will issue a new decision.

Upon proper application, Plaintiff may seek an award of reasonable attorney

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fees pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

DATED this 20th day of December, 2018.



TIMOTHY J. CAVAN
United States Magistrate Judge